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**FACSIMILE TRANSMISSION COVER SHEET** 

DATE:

Of Counsel:

July 21, 2005

TO:

Examiner Lyle Alexander

Group Art Unit 1743 Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RE:

U.S. Patent Application No. 10/649,347

For: METHODS OF PROVIDING PRODUCT CONSISTENCY

Our Ref: CBK03072 (3600-374-22)

FROM:

Luke A. Kilyk, Esq.

FAC. TEL. NO.:

1-571-273-8300

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 7

Third Supplemental Information Disclosure Statement -- 2 pages

Form PTO/SB/08 -- 1 page One Document - 3 pages

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on July 21, 2005.

Donald S. Prater

Name (Print)

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LAWRENCE B. BUGAISKY, Ph.D.\* (DC) WILLIAM CHARLES JAMISON, Ph.D.

JUL 2 1 2005

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Donald S. Prater
Name (Print)
Signature

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	REZNEK et al.	) Examiner:	Lyle Alexander
Application No.:	10/649,347	) Group Art Unit:	1743
Filed:	August 27, 2003	) Confirmation No.:	4170
Docket No. CBK	(03072 (3600-374-22)	) )	•

For: METHODS OF PROVIDING PRODUCT CONSISTENCY

## THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR 1.97(c)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

July 21, 2005

Sir:

The attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached Form PTO/SB/08. Pursuant to the current United States Patent and Trademark Office rules, no copies of U.S. Patents/Patent Application Publications are provided.

This Information Disclosure Statement is being submitted after expiration of the threemonth period following filing of the above-captioned application, but before an Office Action on the merits and before any Final Office Action or Notice of Allowance.

Should a first Office Action cross in the mail with the filing of this Information Disclosure statement, then applicants respectfully petition under 37 C.F.R.§ 1.97(c) to consider the documents set forth in the Information Disclosure Statement.

The above information is presented so that the Patent and Trademark Office can, in the first instance, determine any materiality thereof to the claimed invention. See 37 CFR 1.104(a) and 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution of this application,

07/21/2005 13:57 5404281721 KILYK BOWERSOX PLLC PAGE 03

Third Supplemental Information Disclosure Statement

U.S. Patent Application No. 10/649,347

and that the documents cited in the attached Form PTO/SB/08 be made of record therein and appear

on the first page of any patent to issue therefrom.

This submission does not represent that a search has been made or that no better art exists

and does not constitute an admission that each or all of the listed documents are material or

constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in

this application and applicant determines that the cited documents do not constitute "prior art" under

United States law, applicant reserves the right to present to the office the relevant facts and law

regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of

the disclosed invention over the listed documents, should one or more of the documents be applied

against the claims of the present application.

It is believed that no fee is required to make this a complete and timely filing. However, if it

is determined that a petition or fee is required, the Commissioner is hereby authorized to charge any

fee associated with this statement to Deposit Account No. 03-0060 and please consider this a

petition.

Respectfully submitted,

Reg. No. 33,251

Atty. Docket No.: CBK03072 (3600-374-22)

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Enclosures:

Form PTO/SB/08, w/1 Document

-2-

PAGE 3/7 \* RCVD AT 7/21/2005 1:55:38 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-6/30 \* DNIS:2738300 \* CSID:5404281721 \* DURATION (mm-ss):04-10

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Substitute for form 1449A/PTO		Complete if Known			
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INFORMATION DISCLOSURE			OSLIDE	Filing Date	August 27, 2003
				First Named Inventor	Reznke et al.
STATEMENT BY APPLICANT				Art Unit	1743
(use as many sheets as necessary)			essary)	Examiner Name	Lyle Alexander
Sheet	1	of	1	Attorney Docket Number	CBK03072 (3600-374-22)

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